

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

VICTORIA A. PARR,

Plaintiff,

v.

BAUMGARDNER LAW OFFICE, *et al.*,

Defendants.

Case No. C24-256 RSM

ORDER TO SHOW CAUSE

Plaintiff has filed an application to proceed *in forma pauperis* (“IFP”) in the above-entitled action. (Dkt. # 1.) In the IFP application, Plaintiff indicates she receives no income, has no money on hand in cash or accounts, owns no valuable property, has no dependents, and incurs no monthly expenses. (*Id.* at 1-2.) Asked to provide any other information explaining why she cannot pay court fees and costs, Plaintiff wrote “To reimburse[.]” (*Id.* at 2.)

The district court may permit indigent litigants to proceed IFP upon completion of a proper affidavit of indigence. *See* 28 U.S.C. § 1915(a). “To qualify for *in forma pauperis* status, a civil litigant must demonstrate both that the litigant is unable to pay court fees and that the claims he or she seeks to pursue are not frivolous.” *Ogunsalu v. Nair*, 117 F. App’x 522, 523 (9th Cir. 2004), *cert. denied*, 544 U.S. 1051 (2005). To meet the first prong of this test, a litigant

1 must show that he or she “cannot because of his [or her] poverty pay or give security for the  
2 costs and still be able to provide him[ or her]self and dependents with the necessities of life.”  
3 *Adkins v. E.I. DuPont de Nemours & Co.*, 335 U.S. 331, 339 (1948) (internal alterations  
4 omitted).

5 Plaintiff’s application omits information necessary for the Court to determine her ability  
6 to pay court fees and costs. Plaintiff does not, for example, inform the Court how she pays for  
7 food, shelter, or other basic necessities of life. Plaintiff should not, under these circumstances, be  
8 authorized to proceed IFP.

9 Accordingly, Plaintiff is ORDERED to show cause by **March 8, 2024**, why the Court  
10 should not recommend her IFP application be denied. The Clerk is directed to send copies of this  
11 Order to Plaintiff and to the Honorable Ricardo S. Martinez.

12 Dated this 1st day of March, 2024.

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14 MICHELLE L. PETERSON  
15 United States Magistrate Judge  
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